

APR 27 2015

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISIONRICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

United States of America,

Case No. CR 15-214 EJD

Plaintiff,

STIPULATED ORDER EXCLUDING TIME

v.

UNDER THE SPEEDY TRIAL ACT APR 27 2015

Mario CUAHUTLE-BARCIA
ET. AL.

Defendant.

NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

For the reasons stated by the parties on the record on 4/16, 2015 the Court excludes time under the Speedy Trial Act from 4/16, 2015 to 5/11, 2015 and finds that the ends of justice served by the continuance outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(7)(A). The Court makes this finding and bases this continuance on the following factor(s):

- _____ Failure to grant a continuance would be likely to result in a miscarriage of justice. See 18 U.S.C. § 3161(h)(7)(B)(i).
- _____ The case is so unusual or so complex, due to [check applicable reasons] _____ the number of defendants, _____ the nature of the prosecution, or _____ the existence of novel questions of fact or law, that it is unreasonable to expect adequate preparation for pretrial proceedings or the trial itself within the time limits established by this section. See 18 U.S.C. § 3161(h)(7)(B)(ii).
- _____ Failure to grant a continuance would deny the defendant reasonable time to obtain counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(B)(iv).
- _____ Failure to grant a continuance would unreasonably deny the defendant continuity of counsel, given counsel's other scheduled case commitments, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(B)(iv).
- X Failure to grant a continuance would unreasonably deny the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: 4/14/2015

United States Magistrate Judge

STIPULATED:

Attorney for Defendant

GEORGE BOUSSEAU

Assistant United States Attorney

BEN FOLKOFFElizabeth Falk
ELIZABETH FALKStuart Hanlon
STUART HANLONNathan
Peterson
for